

PTO/SB/31 (08-03)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		<b>Docket Number (Optional)</b> 325772026400	
In re Application of Junji MACHIDA et al.			
Application Number 09/924,494		Filed August 9, 2001	
For DEVELOPING DEVICE AND IMAGE FORMING APPARATUS			
Art Unit 2852		Examiner S. Brase	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 330.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-1952. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.


I am the

☐ applicant /inventor

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☐ attorney or agent of record.  
Registration number \_\_\_\_\_

☒ attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a). 43,636

  
Signature

Deborah S. Gladstein  
Typed or printed name

(703) 760-7753  
Telephone number

November 5, 2003  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of 1 forms are submitted.

11/05/03 15:14:07

USPTO-&gt;

703 760 7777 Ri FAX

Page 001

TO:Auto-reply fax to 703 760 7777 COMPANY:

## Auto-Reply Facsimile Transmission



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

TO:

Fax Sender at 703 760 7777

Fax Information

Date Received:

Total Pages:

11/5/03 3:01:31 PM [Eastern Standard Time]  
4 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

DISCREETED

Received  
Cover  
Page

=====&gt;

NOV 05 2003 3:02 PM FR MORRISON &amp; FOERSTER 760 7777 TO 8523432577#20264 P.01

## FAX TRANSMISSION

DATE: November 5, 2003

PTO IDENTIFIER: Application Number 09/934,494

Patent Number

Inventor: Junji MACHIDA et al.

MESSAGE TO: Sandra L. Brase, GAU 2852, U.S. Patent and Trademark Office

FAX NUMBER: (703) 872-9806

FROM: MORRISON &amp; FOERSTER LLP

Deborah S. Gladstein

PHONE: (703) 760-7753

Attorney Ref. #: 325772036400

PAGES (including Cover Sheet): 4

CONTENTS: Notice of Appeal (1 page);  
Fee Transmittal (1 page); and  
Certificate of Transmission under 37 CFR 1.8 (1 page).

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (703) 760-7753 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

MORRISON & FOERSTER LLP  
1650 Tysons Blvd., Suite 300, McLean, Virginia 22102  
Telephone: (703) 760-7700 Facsimile: (703) 760-7777

Received from 703 760 7777 at 11/05/03 3:01:31 PM [Eastern Standard Time]